

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

UNITED STATES OF AMERICA,

v.

Case No. 2:17cr00122

ROGER ODELL HUDSPETH, II

Defendant.

**DEFENDANT'S AMENDED MOTION
TO CONTINUE SENTENCING HEARING**

COMES NOW the defendant, Roger Odell Hudspeth, II, by counsel, and moves this Honorable Court to continue the sentencing hearing currently set for May 21, 2018.

As grounds for this motion the Defendant avers that:

1. On January 11, 2018 the Court granted the Defendant's first motion to continue the Sentencing Hearing from January 22, 2018. ECF No. 16.

2. The Court found, at that time, that it was in the interest of justice to continue the Defendant's sentencing until after the trial of a related case, *United States v. Bank, et. al.*, No. 2:17cr126 (E.D. Va.) (Davis, J.), so that the Court would be “better informed about the nature of Defendant's offense and the extent of participation of all individuals involved.”

3. Subsequently, the Bank Trial was continued from April 24, 2018, to September 18, 2018, reflecting the complex nature of these related cases.

The Defendant respectfully submits that continuing this matter until after that related case has been tried will indeed promote the efficient administration of the judicial business of the district and serve the interests of justice. Whether to grant motion to continue is within the discretion of the Court. *Morris v. Slappy*, 461 U.S. 1, 11-12 (1983); *U. S. v. Williams*, 445 F.3d 724 (4th Cir.) cert. denied 549 U.S. 933 (2006).

Wherefore, Mr. Hudspeth prays that this motion be granted and that this matter be continued.

Respectfully submitted,

ROGER ODELL HUDSPETH, II

By: _____/s/_____

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CERTIFICATE OF SERVICE

I certify that on the 3rd day of May, 2018, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to:

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